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REMARKS

Applicants wish to thank the Examiner for the attention accorded to the instant application.

The claims have been amended as indicated above, and new claims 27 and 28 have been added.

Regarding the objection to the Declaration, executed copies of the declaration are transmitted herewith.

Regarding the priority document, a request has been made for such documents to the Applicant in the Japanese Patent Application No. 2000-174888.

Regarding the Figures, attached hereto is a revised Figure 4 for approval by the Examiner.

With respect to the Examiner's objection to the amendment filed January 22, 2003 of the claims based on 35 U.S.C. §132, it is respectfully submitted that:

Claim 10 and claims dependent therefrom have been amended to recite an "image display body" rather than "3D polarizer"

Claim 26 has been renumbered in accordance with the Examiner's amendment; it is respectfully submitted that support for the resist members to be square bodies is clearly in the specification, see, e.g., page 4, line 24.

With respect to the Examiner's rejections of claims 10-26 based on 35 U.S.C. §112, First Paragraph, , it is respectfully submitted that:

Regarding the usage of the term "polarizer", the amendments herein remove use of the term, thus the rejections of claims 10-26 should be removed;

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The amendment to claim 20 should remove the rejection under 35 U.S.C. §112,

First Paragraph;

The amendment to claims 10 and 22 should remove the rejection of claim 24 under 35 U.S.C. §112, First Paragraph.

With respect to the Examiner's rejections of claims 10-26 based on 35 U.S.C. §112, Second Paragraph, it is respectfully submitted that:

The amendment to claims 14, 16, 17, 21 and 22 should remove the rejections under 35 U.S.C. §112, Second Paragraph;

With respect to the Examiner's rejections of claims 10-26 based on 35 U.S.C. §103(a), it is respectfully submitted that the claims as amended, particularly claim 10, is not obvious based on Faris Patent No. 6,359,664 (Faris '664) in view of Okamoto Patent No. 6,147,738.

In particular, a feature of the present invention not present in Faris '664 or Okamoto is that the resist members are not stripped from said film (see amended claim 10).

As is well-established,

It is impermissible to use the claimed invention as an instruction manual or 'template' to piece together the teachings of the prior art so that the claimed invention is rendered obvious.

In re Fritch, 23 U.S.P.Q.2d 1780, 1784 (Fed. Cir. 1992).

To establish a *prima facie* case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations. The teaching or suggestion to make the claimed combination and the

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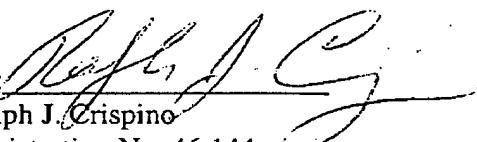
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reasonable expectation of success must both be found in the prior art, and not based on applicants' disclosure. In re Vaeck, 947 F.2d 488, 20 USPQ2d 1438 (Fed. Cir. 1991).

In the present case, it is respectfully submitted that neither Faris '664 nor Okamoto teach or suggest forming image display bodies according to the method of claim 10, whereby resist members are not stripped from a phase difference film after regions between said resist members are treated to relax molecular orientation.

The amendments herein do not introduce any new matter. It is believed that the claims herein should be allowable to Applicants. Accordingly, allowance is respectfully requested.

Respectfully submitted,

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Proposed Additional Figure 4:

